

3220. Misbranding of Foxcentrate, Fox No. 1 mineral feed, and Saturation feed.
U. S. v. 67 Bags, etc. (F. D. C. No. 29040. Sample Nos. 76004-K to 76007-K, incl.)

LABEL FILED: April 7, 1950, District of Minnesota.

ALLEGED SHIPMENT: On or about December 9, 1949, and January 27 and 31 and February 8 and 13, 1950, by Foxbilt, Inc., from Des Moines, Iowa.

PRODUCT: 103 100-pound bags of *Foxcentrate*, 25 100-pound bags of *Fox No. 1 mineral feed*, and 6 10-pound drums of *Saturation feed*, at Lewiston, Minn. Examination disclosed that the products were feed supplements.

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in leaflets entitled "The Ideal Way to Feed Foxcentrate" and "Foxcentrate," which accompanied the *Foxcentrate* and the *Fox No. 1 mineral feed*, were false and misleading since these articles were not capable of accomplishing the results stated and implied. The statements represented and suggested that the articles would sweeten and alkalize the digestive system and reduce disturbances in the digestive processes of backward pigs; that the digestive system of swine is closed or obstructed and needs opening or freeing by use of the articles; and that swine frequently suffer from hyperacidity, and their digestive system needs alkalization and could be rendered alkaline by administration of the alkaline substances contained in the article.

Further misbranding, Section 502 (a), certain statements in a leaflet entitled "Directions for Feeding," which accompanied the *Saturation feed*, were false and misleading. The statements represented and suggested that vitamin E, which the article contained, was essential for normal reproduction in cows, bulls, sows, boars, ewes, mares, and stallions, whereas vitamin E is not essential for normal reproduction in these animals.

DISPOSITION: May 24, 1950. Foxbilt, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the products be released under bond for relabeling under the supervision of the Federal Security Agency.

INDEX TO NOTICES OF JUDGMENT D. D. N. J. NOS. 3201 TO 3220

PRODUCTS

	N. J. No.		N. J. No.
Alpha estradiol tablets-----	3208	Estrogenic substance-----	3208
Androgenic substance-----	3208	Fox No. 1 mineral feed-----	3220
Arsiden-----	3218	Foxcentrate-----	3220
Arthritis, remedy for-----	3211	Gall-Vet-----	3219
Bandages-----	3209	Glorion-----	3215
Benadryl capsules-----	3202	Hindu Magic liniment-----	3213
Benzedrine Sulfate tablets--	3202, 3203	Hollywood Vita-Rol device-----	3217
Cosmetic (subject to the drug provisions of the Act)-----	3215	Imdrin-----	3211
Dencolten-----	3218	Liniment, Hindu Magic-----	3213
Denhalant-----	3218	Methyl testosterone tablets-----	3208
Devices-----	3210, 3217	Mineral feed, Fox No. 1-----	3220
Dexedrine Sulfate tablets---	3202-3204	Nembutal Sodium capsules---	3204, 3205
Dressings. See Bandages.		Pep tonic-----	3213
Estradiol, alpha, tablets-----	3208	Phenobarbital tablets-----	3202, 3205
		Procaine hydrochloride 2%-----	¹ 3201

¹ (3201) Contains opinion of the court.

FEDERAL SECURITY AGENCY**FOOD AND DRUG ADMINISTRATION****NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD, DRUG,
AND COSMETIC ACT**

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]

3221-3240

DRUGS AND DEVICES

The cases reported herewith were instituted in the United States district courts by the United States attorneys, acting upon reports submitted by the Federal Security Agency, and include, where indicated, the results of investigations of the Agency, prior to the institution of the proceedings. Published by direction of the Federal Security Administrator.

PAUL B. DUNBAR, *Commissioner of Food and Drugs.*

WASHINGTON, D. C.,

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*For presence of a habit-forming narcotic without warning statement, see Nos. 3223, 3224; omission of, or unsatisfactory, ingredients statements, Nos. 3222-3224, 3226, 3227, 3235, 3240; failure to comply with the packaging requirements of an official compendium, No. 3236; failure to bear a label containing an accurate statement of the quantity of the contents, Nos. 3223, 3224, 3226, 3227, 3240; failure to bear a label containing the name and place of business of the manufacturer, packer, or distributor, Nos. 3224, 3226, 3227, 3235; cosmetic, actionable under the drug provisions of the Act, No. 3227.